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Counsel to the Plan Administrator for the Debtors

## UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF NEW YORK

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In re: : Chapter 11

Gawker Media LLC, et al., 1 : Case No. 16-11700 (SMB)

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Debtors. : (Jointly Administered)

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ORDER PURSUANT TO FEDERAL RULE OF BANKRUPTCY PROCEDURE 9006(c) SHORTENING NOTICE PERIOD AND SCHEDULING HEARING WITH RESPECT TO PLAN ADMINISTRATOR'S MOTION FOR ENTRY OF AN ORDER PURSUANT TO FEDERAL RULE OF BANKRUPTCY PROCEDURE 9019 APPROVING RELEASE AGREEMENT WITH THIEL PARTIES

Upon the motion (the "Motion to Shorten Time")<sup>2</sup> of the Plan Administrator in the above-captioned cases (collectively, the "<u>Debtors</u>") pursuant to Rule 9006(c) of the Federal Rules of Bankruptcy Procedure (the "<u>Bankruptcy Rules</u>") and 9006-1(b) of the Local Bankruptcy Rules for the United States Bankruptcy Court for the Southern District of New York (the "<u>Local Bankruptcy Rules</u>"), for entry of an order shortening the notice period and fixing the date and time for an

<sup>&</sup>lt;sup>1</sup> The last four digits of the taxpayer identification numbers of the Debtors are: Gawker Media LLC (0492); Gawker Media Group, Inc. (3231); and Gawker Hungary, Kft. "v.a." (5056). The offices of the Debtors are located at 10 East 53rd Street, New York, NY 10022.

<sup>&</sup>lt;sup>2</sup> Capitalized terms not otherwise defined herein have the meanings ascribed to them in the Motion to Shorten Time.

expedited hearing on the Plan Administrator's Motion for Entry of an Order Pursuant to Federal

Rule of Bankruptcy Procedure 9019 Approving Release Agreement with Thiel Parties (the "Motion

to Approve Release Agreement"); and it appearing that the relief requested by this Motion to

Shorten Time is in the best interests of the Debtors, their estates, their creditors, and other parties

in interest; and after due deliberation and sufficient cause appearing therefor, it is hereby,

**ORDERED, ADJUDGED AND DECREED that:** 

1. The Motion to Shorten Time is granted to the extent set forth herein.

2. A hearing to consider the Motion to Approve Release Agreement will be held

before the Honorable Stuart M. Bernstein in the United States Bankruptcy Court for the Southern

District of New York, Courtroom 723, One Bowling Green, New York, NY 10004, on May 1,

2018 at 10:00 a.m. (prevailing Eastern Time).

3. The objection deadline to respond or object to the relief requested in the Motion to

Approve Release Agreement is **April 30, 2018 at 12:00 p.m.** (prevailing Eastern Time).

4. The Plan Administrator, the Debtors, and their claims and noticing agent, Prime

Clerk LLC, are authorized and empowered to take all actions necessary to implement the relief

granted in this Order.

5. This Court retains jurisdiction with respect to all matters arising from or related to

the implementation of this Order.

Dated: [•], 2018

New York, New York

HONORABLE STUART M. BERNSTEIN **UNITED STATES BANKRUPTCY JUDGE** 

## MEMORANDUM ENDORSEMENT AND ORDER

The Court declines to sign this order shortening time. The Plan Administrator has failed to satisfy Local Bankruptcy Rule 9077-1(a) which requires a "clear and specific showing by affidavit of good and sufficient reasons why proceeding other than by notice of motion is necessary." The Plan Administrator states his belief that the expeditious determination (and granting) of the motion to approve the settlement with the Thiel Parties will facilitate the ongoing process of selling the Debtors' remaining assets. The Plan Administrator is free to begin or continue the sale process; he has not explained why the brief delay caused by the procedures that govern ordinary motion practice will materially or adversely affect that process. In the meantime, there is no reason why the parties cannot stand down from any further discovery or litigation and limit their expenses.

So ordered.

Dated:New York, New York April 27, 2018

/s/ Stuart M. Bernstein
STUART M. BERNSTEIN
United States Bankruptcy Judge